

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
SECOND DIVISION**

Kelly Persons,

Plaintiff,

v.

GC Services Limited Partnership,

Defendant.

CASE NO.: 0:08-cv-01351-RHK-JAB

**NOTICE OF DISMISSAL  
WITH PREJUDICE**

---

Now comes Plaintiff, by and through counsel, and hereby dismisses the present action pursuant to Fed. R. 41(a)1(i), with prejudice. This notice is being filed before Defendant has served an answer and therefore is appropriate for dismissal absent stipulation by all parties.

RESPECTFULLY SUBMITTED,

Macey & Aleman, P.C.

By: /s/ James Agosto

James Agosto

7300 Hudson Blvd., Suite 255

Oakdale, MN 55128

Tel: 866-339-1156

Fax: 312.822.1064

Email: [jxa@legalhelpers.com](mailto:jxa@legalhelpers.com)

*Attorney for Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that, on September 16, 2008 a copy of the foregoing Notice was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. The following party was served through U.S. Mail. Parties may access this filing through the Court's system.

Nabil Foster  
Hinshaw & Culbertson LLP  
222 North LaSalle Street  
Suite 300  
Chicago, IL 60601  
*Attorney for Defendant*

/s/ James Agosto